

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION

MELVIN HITCHENS,

Plaintiff,

vs.

KILOLO KIJAKAZI,
Acting Commissioner of
Social Security,

Defendant.

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CIVIL ACTION NO. 22-00468-B

JUDGMENT

In accordance with the order entered on April 25, 2023, it is hereby **ORDERED**, **ADJUDGED**, and **DECREED** that the Defendant's unopposed motion for remand (Doc. 13) is **GRANTED**, and that the decision of the Commissioner of Social Security denying Plaintiff a continuation of disability insurance benefits is **REVERSED** and **REMANDED** for further administrative proceedings pursuant to sentence four of 42 U.S.C. § 405(g). See Melkonyan v. Sullivan, 501 U.S. 89 (1991). The remand pursuant to sentence four of § 405(g) makes Plaintiff a prevailing party for purposes of the Equal Access to Justice Act, 28 U.S.C. § 2412, see Shalala v. Schaefer, 509 U.S. 292 (1993), and terminates this Court's jurisdiction over this matter.

DONE and **ORDERED** this **25th** day of **April**, **2023**.

/s/ SONJA F. BIVINS
UNITED STATES MAGISTRATE JUDGE